IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 4077 OF 2006

Mr. Singrayan & Ors. ..Petitioners

Vs.

State of Maharashtra and ors. ..Respondents

Mr. S.G. Surana for petitioners.
Mr. A.H. Palekar, AGP for State.

CORAM: B.H. MARLAPALLE, J.

Date : June 22, 2006.

P.C.:

1. Heard Mr. Surana the learned counsel for the petitioners and Mr. Palekar, the learned AGP for the State of Maharashtra.

2. It appears that Appeal No.8 of 2006 was admitted and interim stay was granted on 16/1/2006 by the Divisional Joint Registrar, Co-operative Societies, Mumbai and against the said interlocutory order a Revision Application under Section 154 appears to have been moved before the State Government. The Hon'ble Minister for Cooperation has stayed ex parte the order dated 16/1/2006 passed by the Divisional Joint Registrar.

3. Needless to mention, it is well recognized that in passing stay orders in the proceedings challenging interlocutory orders the quasi judicial authorities of the courts should be very slow and ad-interim orders are not passed ex parte as far as possible. It would be, therefore, appropriate that the application for interim relief filed in the Revision Application before the State Government should be heard within a fixed period.

4. The petition is, therefore, disposed off by directing that the prayer for interim relief to be heard and decided in the Revision Application by the revisional authority under Section 154 of Maharashtra Co-operative Societies Act, 1960 as expeditiously as possible and preferably within a period of four weeks from today as per law and till this prayer is decided, order passed in the Revision Application on 1/6/2006 will remain in abeyance.

(B.H. Marlapalle,J.)